THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.19258 of 1996

Dated:12.12.2006

Between
P.Urmila Devi

.....Petitioner

and

1.State of Andhra Pradesh rep.,
its Secretary to Government,
Education Department,
Secretariat Buildings, Saifabad,
Hyderabad and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.19258 of 1996

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the respondents in not regularizing the services of the petitioner as Junior Lecturer in Commerce in the 3rd respondent College from the date of her first appointment i.e., 21.11.1983 as arbitrary and illegal.

It appears that the petitioner joined the services of the 3rd respondent College as Junior Lecturer with effect from 21.11.1983 on a consolidated pay of Rs.300/- P.M for the academic year 1983-84. Subsequently, the Management issued notifications dated 6.6.1984 and 7.6.1984 in the Telugu Dailies Eenadu and Andhra Prabha respectively, for the post held by her, on the ground that the said post was earmarked for Schedule Caste candidate, and again she applied. It appears

that though the post was reserved for schedule caste candidate, no reserved candidate applied for the said post. However, one Helen Padmasri was appointed as a Junior Lecturer in commerce and she joined the 3rd respondent college on 6.7.1984. Subsequently she had also resigned and since the petitioner's name was at Sl.No.2 in the selection list, she was appointed and since then she has been continuously working in the vacant aided post. The vacancy was also notified to the A.P. College Service Commission, but no candidate was allotted. Again, the post was advertised in Indian Express on 6.11.1983 and re-advertised during 1984. However, no S.C. candidate applied. Thereafter, the post was included in the open category and the Management had undertaken to reserve the next post for SC candidate. However, the services of the petitioner were not regularized even though she worked from 1984-1985 and thereafter intermittently till 1987 and continuously from 1.7.1987 to till date. According to the petitioner she is entitled for regularization of her services as per G.O.Ms.No.905.

Learned counsel for the petitioner submits that the services of the petitioner have to be regularized as per G.O.Ms.No.328 dated 15.10.1997.

No counter is filed.

In view of the above, without expressing any opinion on merits, the respondents are directed to consider the case of the petitioner for regularization as per G.O.328 dated 15.10.1997, within a period of three months from the date of receipt of a copy of this order, if not already regularized.

Writ petition is disposed of accordingly. No costs.

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12-12-2006

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